

ESTABLISHED 1870

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SENATE AND HOUSE BOTH HAVE FIGHTS

Dismissal of English Impeachment Action Is One

POISON GAS TREATY ROW

Upper House Likewise in Wrangle Over Bill Authorizing Construction of Bridge Across Columbia River in Northwest.

Washington, Dec. 11.—The senate and house each had several fights on its hands today.

The house had before it the \$259,286,000 interior department appropriation, but the first order of business in that chamber was a report by Representative Michener, republican, Michigan, recommending dismissal of impeachment proceedings against Judge William English.

In the senate, not only were differences over the poison gas treaty pervading the atmosphere but a row had developed over a bill to authorize construction of a bridge across the Columbia river between Longview, Washington, and Ranier, Oregon.

Judge Impeachment.—Impeachment of Judge English was voted by the house at the last session after an investigation based on charges of malfeasance in office and other misdemeanors published by the St. Louis Post-Dispatch. He resigned, however, shortly before November 10, the date set for his trial before the senate, and the house prosecutors, headed by Representative Michener, decided to recommend that the proceedings be dropped.

Representative LaGuardia, republican, New York, however, has objected to such a course, insisting that the trial proceed.

Other Measures.—With the interior bill before it, the house had the second regular departmental supply measure of the session and one which contains as many if not more provisions of local interest to a number of members than any other, since, in addition to \$222,768,000 for Civil and Spanish war pensions, it carries appropriations for a number of reclamation projects and other undertakings affecting various areas.

Army Too Small.—Members of the house military committee, meanwhile, are showing concern over the disclosure that the actual strength of the army has been reduced to 110,000 men instead of being held at 118,000 because of the increased cost of rations. They are planning to question Secretary Dwight Davis in an effort to place the blame for development of such a situation under the current war department appropriations act which they hold, was intended to provide for an army 118,000 strong.

Poison Gas Row.—The Geneva protocol for suppression of poison gas in warfare, is arousing such a controversy that some of its sponsors are considering the advisability of withdrawing it from the foreign relations committee.

It was brought to the senate floor by Chairman Borah of that committee and he is leading the fight for ratification, while Chairman Wadsworth of the military committee, is marshalling the opposition.

Outside the senate, a number of

JUDGE OPPOSES LAW; WON'T GIVE MAN LIFE

Baumes Statute in New York Assailed by Justice in Theft Trial

New York, Dec. 11.—(AP)—Rather than send a Negro to prison for life following a fourth conviction for theft, County Judge Franklin W. Taylor, has threatened to resign.

"It is to me a disgrace means to be a moral coward. I am ready to resign from the bench immediately," Judge Taylor said in defense of his attitude on the state's so-called Baumes law before the appellate court in Brooklyn.

Against the demands of District Attorney Dodd that the life sentence be imposed, Judge Taylor said he would not sign the sentence. He said he would not sign the sentence. He said he would not sign the sentence.

"There are those who cry for automatic punishment," Judge Taylor argued. "It is my observation, however, that all four offenders are not all habitual criminals. Many of them are comparatively trivial."

"I have sat in John D. Rockefeller's Bible class with reformed criminals, many of whom I know have 'gone straight.' Those persons who frantically cry for reaction and demand the life sentence for all four offenders, regardless of the merits of particular cases, disregard the fact that some day they, too, will be asking for mercy when God is their judge."

Disease Increases Sure to Follow as Population Gains

Washington, Dec. 11.—(AP)—Increase in the population in the United States are certain to be followed by corresponding increases in diseases and death, the annual report of the surgeon general declared today, recording the 12th year of the public health service.

The increases in disease "surely will follow," the report said, "unless means of prevention are placed at the disposal of the public health agencies and the people themselves co-operate with the health authorities."

'JERRY' IS STILL A MAN OF MYSTERY

Unknown Soldier Fails to Find Clues to His Identity

PATNETIC SCENES ENACTED

Large Crowd Visits Him at Legion Home—Mother Seeks Her Son, Missing Since War Times—Appears at Armory and Theater.

"Jerry Tarbot" scanned thousands of faces last night, but there came to his mind no flash of memory upon sight of a familiar face and he is still groping, as he has been during the past three years, striving to push aside that heavy curtain which forbids him any but momentary glimpses of the past. Hundreds of men and women visited him at the American Legion home on Washington street last night and nearly every one of these people earnestly tried to help him, but he stated that he received no clues as to his identity.

"Jerry" had dinner with friends at the Burritt hotel last evening and he went from there to the home of Eddy-Glover post, where he was engaged in conversation by Louis Fisher, former member of the United States marines, who saw active service in France. At 8 o'clock "Jerry" made an appearance at the Capitol theater, where he was introduced by a member of the Herald staff. Later in the evening he appeared before the huge crowd gathered to witness the boxing bouts at the state armory, Arch street. At the armory he was introduced by Vice Commander Nathan Avery of Eddy-Glover post. He later went back to the Legion home, where he remained until 11 o'clock.

Many people engaged him in conversation and several pathetic scenes were enacted as he sat in one of the rooms at the Legion building, listening to the words of those around him and endeavoring to piece together the broken thread of memory.

Lost Son in France.—An elderly woman entered, accompanied by her husband. Both were obviously of foreign birth. Clutched tightly in one of her hands, the mother held a photograph of her son who never returned from France. On her face were written tales of grief and of sleepless nights, but a ray of hope lighted her countenance as, with faltering steps, she entered into the room. She said "Jerry," her gaze wavering between his face and that in the photograph. She made as if to speak to him several times, but finally being convinced that the man before her was not her missing son, she departed. It was said that she had secured almost no sleep the night before, believing that her boy had come back to her.

At another time while "Jerry" was at the armory, those in the room heard the door open and the whisper went around, "There's Jerry Tarbot." Standing in the doorway was a man whose features were almost identical with those of the unknown soldier, who, even then, was in the ring at the state armory, under the fierce glare of the shower lights, with a raging fight crowd, stilled by the awesomeness of the occasion, tried vainly to recognize in him a buddy, missing in action; a brother, from whom nothing has been heard since the Big Parade, or a son, swallowed up in the night struggle.

Local Man Resembled Jerry.—But this man was not "Jerry Tarbot." He was George Sadi, an employee of the Central Lunch, whose friends had urged him to visit the Legion home, due to the fact that his appearance corresponded in nearly every detail with that of Jerry Tarbot. He is a Syrian and Syrian and "Jerry," upon his return, felt sure that he is not of that nationality.

Rev. Fr. Oates.—"Jerry's" memory is coming back to him and he was speaking early in the evening of Rev. Peter A. Oates of Washington, who, he claims, was his instructor at Fordham Preparatory school in New York. "Jerry" is sure that he attended that school at some time between 1902 and 1907, and an investigation is being carried on by persons interested in his case.

(Continued on Page 12)

SCHOOL IN NORTH END MAY STOP THREATENING JAM

Principal Slade Calls Attention to Crowded Conditions at Present Plant, Urging New Building.

Possibility of a new high school in this city, probably in the northern section, was hinted at by Joseph M. Halloran, chairman of the school accommodations committee at a school board meeting yesterday afternoon. The matter of needed increased high school accommodations was brought to the attention of the board in a letter from Principal Louis P. Slade of the Senior High school.

In his letter Principal Slade stated that increased enrollment occasioned by junior high school graduation will necessitate the use of all available accommodations. It will be necessary to make use of a small, ill-lighted room in the front part of the vocational building basement.

He suggested that a building be constructed on the site on which the old Open Air school now stands. The building should have accommodations for 17 class rooms, an auditorium, large enough to seat the entire school, and a gymnasium. There also should be a library, a cafeteria, administration office, accommodations for physicians and nurses in their first aid work, he said.

Principal Slade's letter follows: "The time has come when arrangements should be made for increasing the accommodations at the senior high school, and just as soon as possible. The groups from the junior high schools will make a net increase of about 100 in the enrollment of the school on January 31. To meet this need, another teacher is to be engaged. For this teacher, our last available school room must be furnished; the room is a small, rather poorly lighted room in the front basement of the vocational building. If we should find it necessary to discontinue to provide additional accommodations, we will be obliged to hold some classes in sections of the auditorium.

"For a solution of the problem, I would recommend the construction of a building between the academic and vocational buildings to be joined to each of these buildings on its north and south sides. This building should be made the central unit in the senior high school group, with provision for its accommodations for the activities and interests common to all in the school.

"To meet these common needs the new building should contain: "1. An auditorium large enough to seat the entire school for many years to come.

"2. Two gymnasium floors; one for young men; one for young women, and in connection with each gymnasium, baths and locker rooms.

"3. A library large enough to allow for normal growth.

"4. A cafeteria.

"5. Administration offices including rooms for the service of physicians and nurses and for first aid in emergency cases.

"A new building for the purposes indicated would release within the academic and vocational buildings space for at least 17 new class rooms. The end of the academic building which now contains the auditorium and young men's gymnasium, it would be necessary to make over with considerable new construction. The east basement of the vocational building (now occupied by the young women's gymnasium, dressing rooms and room reserved for a cafeteria) could be altered at a relatively small cost.

"The new construction which is recommended could be so arranged as not seriously to interfere with the conduct of regular school activities."

When the board voted to refer the matter to the school accommodations committee Chairman Halloran of the committee said this would open the possibility of a new high school in another section of the city.

It is Principal Slade's plan to keep the high schools as one unit and it is expected that he will not favor any plan to have two separate units in the city. It is expected that if Mr. Halloran goes through with his plan he will receive much support from the northern section of the city.

Noble Unable to Speak English, So Law Suit Is Begun

Davenport, Ia., Dec. 11.—(AP)—The American Business Club of Davenport, which sponsored a lecture here Monday night by General Umberto Noble, who flew over the North Pole, has filed suit for \$1,500 against the Lee Kedick Company of New York, booking agency for the aviator.

The club charges false and fraudulent representation, claiming General Noble was unable to express himself in English and could not make himself understood by the audience.

WOULD CLOSE STREETS TO PROTECT CHILDREN

School Board Sees Traffic Menace on Two Thoroughfares

In a letter to the board of education yesterday afternoon, the Elgin Junior High school told of the great dangers children playing on the school grounds experience because of meager playground accommodations. They recommended the following improvements: Detail a traffic officer at junction of North and Clark streets during certain hours, and enlarge them of playgrounds.

Supt. Holmes said he wrote to the police department and in the reply from Chief Hart, which was read at the meeting, it was stated that the officer in that section has to patrol a beat and might be called away for arrests. The chief said the officer would be near the school as much as possible during the hours of closing.

According to the letter, 1000 pupils assemble at the school each morning. It was the opinion of the board that there is little traffic on Lee and Clark streets during certain hours, and that the thoroughfares could be closed without working a great hardship.

During the discussion, Committee Chairman L. W. Lewis, who presided, stated that the school board had been asked to take measures to protect the children to safety measures. He said one minute a day before the close of each session of school should be set aside to urge the pupils to be careful. "The need is greatest at the present time," he said.

Although the members believed that closing the street to traffic will be a new plan, they voted to recommend this. On an amendment suggested by Committee Chairman Lewis, the school board recommended that the playground accommodations be made indefinitely since the committee had only appropriations for school construction.

The upward revision in salary of school teachers as outlined in the last meeting's Herald were approved by the board. It was found that the increases granted teachers in elementary and high schools placed New Britain's salary scale in a favorable position in comparison with other schools throughout the state. Other school accommodations committee was given power to enter into a contract for equipment for the Nathan Hale Junior High school annex.

In a letter to the board Principal Wessels of the Nathan Hale school told of the danger to the 100 boys in school who were about to be recommended that a club be purchased at a cost of \$64.50. Supt. Holmes spoke favorably of the plan.

(Continued on Page 12)

BRISTOL THEATER RAZED BY FLAMES

Playhouse Only Place in City Offering Vaudeville

DAMAGE PUT AT \$25,000

Actors and Actresses Lose Effects and Scenery—Proprietors Undecided Whether to Rebuild—Palace May Be Reopened.

(Special to the Herald.) Bristol, Dec. 11.—The Bristol theater, the largest playhouse in the city, located on North Main street was gutted by fire this morning. Chief Hayes estimates the loss at \$25,000.

Pedestrian Gives Alarm.—At about 6:43 a. m., the attention of Officer Con Connolly, who was on duty at police headquarters was attracted by a passerby tapping on the window. The officer walked over to the window and looking in the direction to which the person outside pointed, noticed large clouds of smoke rolling from a building in the vicinity of the west end of the freight yard. He called fire headquarters, and Squad A. Hose Company No. 1 and Hose Company No. 2 responded.

At about the same time this call was received, another call came in from an engineer on a passing train, which had stopped at the passenger station to notify headquarters that two freight cars were on fire. Welch Fire Company in Forestville was then called and it went to the freight yard, which is immediately in the rear of the Bristol theater. This call was found to be incorrect, the engineer being unable to see the accurate location of the fire on account of the clouds of smoke.

Three streams of hose were laid and were played continuously on the burning building. The fire was extinguished by 10:30 a. m. The damage was estimated at \$25,000. The proprietors are undecided whether to rebuild. The Palace may be reopened.

LABOR UNION OBJECTS TO CANADIAN WORKERS

Wants "Border Commuters" at Detroit Barred From Jobs in U. S.

Detroit, Dec. 11.—(AP)—Canadians who commute to Detroit and who, labor leaders say, compete with American workmen, have come under the scrutiny of the federal government.

The government wants to know about the 10,000 Windsor, Ont., residents who are said by the Detroit federation of labor to commute daily to Detroit where they earn wages which the federation thinks should go to American citizens.

A protest against the commuting Canadians was lodged by the federation with Dr. P. L. Prentiss, district director of immigration, and remedial action urged. Dr. Prentiss put the matter up to Washington, and last night Harry Hull, commissioner general of immigration, ordered Dr. Prentiss to obtain detailed information about each Canadian worker who passes through the immigration office here.

The objections to Canadian labor competition comes at a time when some Detroit plants are working only part time, or partial shifts because of seasonal slackening throwing many American workmen out of employment.

Federation leaders have denied that their objection is to non-union workers, claiming that the bar should be raised against all workers living on the Canadian side, whether they hold union cards or not.

CITY LOSES PLANS OF HOUSE UNDER PROBE

Specifications Mysteriously Disappear From Building Dept. Office

Building department attaches are today endeavoring to solve the mystery of the disappearance of plans and specifications for the Andrews house on Lake Boulevard, alleged to be a three family house in violation of zoning.

The plans were filed when a permit was issued about two years ago. The department has placed documentary evidence in the hands of Prosecutor Joseph G. Woods as the first step in a court action against Charles S. Andrews, who it is claimed, authorized an unauthorized family house into one of three tenements. Prosecutor Woods has called for the plans, but a search of the office files disclosed that they have been taken away.

Inspector A. N. Rutherford said today he is unable to account for their loss since it is strictly against the rules of the department to take out plans.

THE WEATHER

Hartford, Dec. 11.—Forecast for New Britain and vicinity: Rain tonight; Sunday partly cloudy; not much change in temperature.

TWO HOLD-UP MEN SHOT BUT ESCAPE

Attempt Made to Rob New York Restaurant

FIVE BANDITS INVOLVED

Three Unwounded Grab Victims, Toss Them Into Auto and Speed Away While Patrolman Continues Shooting.

New York, Dec. 11.—(AP)—Two of five gunmen who attempted to hold up wealthy patrons of Lindy's restaurant, in Broadway near 50th street, were shot by a policeman in a pistol battle early today. The wounded men were thrown into an automobile by their comrades and escaped.

The attempted robbery emptied the restaurant and caused such excitement in the neighborhood that police reserves were called out to preserve order.

Policeman Returns Fire.—The gunmen had just stopped their automobile to enter the restaurant when Patrolman Glennon turned the corner. Without warning, one of the men opened fire at the bluecoat. His shot went wild. Glennon returned the fire and the other gunmen also turned their guns on him. More than twenty shots were exchanged, the bullets striking the granite front of the Rivoli theater and smashing glass in nearby store windows.

Glennon, who had emptied his revolver, dodged in a doorway to reload. He heard two of the men cry "I'm hit" and saw them stagger into the car. One man, who had remained at the wheel with the engine running, stepped on the gas and the car bounded away at breakneck speed.

Meanwhile, the restaurant patrons were in a panic and ran into the street shouting hysterically. Crowds from the six-day race at Madison Square Garden joined the throngs and impeded the work of the police reserves.

Glennon commandeered an automobile and took up the chase, standing on the running board and firing at the fleeing machine. At 55th street the automobile turned west and disappeared.

DEFENSE CONCLUDES CASE WITHOUT CALLING FORMER SECRETARY TO THE STAND

FERDINAND MAY GO TO PARIS FOR TREATMENT

Seen as Possible Means of Saving Life—Political Phase Studied

Bucharest, Rumania, Dec. 11.—(AP)—Discussion as the advisability of removing King Ferdinand to Paris for radium treatment at the Curie institute has been resumed in government and royal circles.

When Professor Regaud of the Paris Pasteur institute came to Bucharest a few days ago he proposed that the monarch be taken to Paris. The government, however, at that time was not willing to acquiesce. Professor Regaud has now returned to Paris and it is understood he is discussing with the Curie institute arrangements for the treatment of the king, who has been variously reported as suffering from an intestinal ailment and cancer. Radium is extensively used in cancer cases.

Official circles are absolutely silent on the question of the removal of the king to Paris, but it is felt that the trip to the French capital would be a good thing for two reasons—First, the king's life might be saved, and second, should the king die in Paris it would eliminate the necessity of having former Crown Prince Carol return to Bucharest. It is considered that should the king die in Bucharest, refusal by the government to grant Carol permission to return would place the government in a bad light and create sympathy for the ex-son who abdicated his right to the throne and left Rumania.

On the other hand some of the leaders here are of the opinion that with Ferdinand in Paris, Carol, always the king's favorite son, might induce Ferdinand, especially in his infirmed state of health, to forgive and forget and reinstate Carol in dynastic rights.

At the same time the prosecution disclosed that it had abandoned the idea of calling Charles E. Hughes as a government witness in rebuttal.

Then Owen J. Roberts, for the government, began the presentation of the prosecution's rebuttal. It was indicated that the case would go to the jury early next week.

Action Is Surprise.—Sudden termination of the defense case apparently surprised the prosecution. It had been decided on in overnight conferences among counsel who assessed the possible effect of several big developments during yesterday's session. These included the resistance of Doherty himself to the penetrating cross-examination conducted by Roberts, and the refusal of Secretary Wilbur to produce confidential navy records on which other witnesses have testified to a "war scare" in the Pacific in 1921 when Doherty took the first of his oil leases—a contract to build a naval fuel oil base at Pearl Harbor, Hawaii.

The defense attorneys did not protest Wilbur's stand, apparently believing that nothing would be gained by seeking to probe into naval secrets which now remain a mystery in the minds of the public.

It is the defense contention that Doherty, after being told of a threat of national danger in the Pacific, entered upon the leasing arrangement as a patriotic duty, and not as the result of a criminal conspiracy with Fall.

McCormack, the only defense witness called today before the case was rested, raised the tone of his voice in defense of the good reputation of Doherty, with whom he said he was well acquainted.

Rebuttal Starts.—Roberts began the rebuttal by reading a letter from Rear Admiral J. K. Robinson, who represented the navy in the leasing negotiations. The letter was dated March 24, 1922, and was addressed to the late Representative P. H. Kelly, then chairman of the house naval affairs committee.

(Continued on Page 12)

Fall-Doheny Oil Conspiracy Case to Go to Jury Early Next Week

—John McCormack Gives Testimony.

Singer Called as Character Witness for Aged Magistrate—Govt. Not to Call Hughes in Rebuttal.

Washington, Dec. 11.—(AP)—The defense rested today in the Fall-Doheny oil conspiracy trial. The attorneys for Edward L. Doheny and Albert B. Fall announced their readiness to send the case to the jury within a few minutes after the opening of today's session of court.

They abandoned the proposal to have Fall himself take the stand as Doheny had done and explain the story of the \$100,000 that passed between the oil magnate and the then interior secretary in 1921, before Doheny's oil interests were awarded the lease to Elks Hills.

McCormack Called.—The case in behalf of Doheny was rested yesterday and two character witnesses were called for Fall. One of them was Postmaster General New. Today the Fall attorneys said they were content to rest without putting another word of evidence into the record, but the Doheny counsel got permission to reopen their case to hear John McCormack, the singer, as a character witness for Doheny.

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(Continued on Page 12)

MARY WESSEL ESTATE APPRAISED AT \$46,234

Inventory Is Filed Today in Court of Probate

The estate of the late Mary F. Wessel is valued at \$46,234.41, according to an inventory filed today in probate court by the appraisers, F. H. Alford and Stanley Eddy.

The itemized account of holdings is: First mortgage on real estate, \$22,000; deposits, Savings Bank of New Britain, \$2,262.48; deposits, Burritt Savings Bank, \$773.25; deposits, Farmers and Mechanics' Savings Bank, Middletown, \$2,316.13; one \$1,000, 14 per cent bond, Conn. Light and Power Co., 108 plus interest, \$1,083.60; one \$500, 7 1/2 per cent bond, Conn. Light and Power Co., 115 1/2 plus interest, \$552.31; 25 shares 5 per cent preferred stock, Atchison, Topeka & Santa Fe R. R. at 100 1/4, \$2,506.25; 33 shares, 5 per cent, American Telegraph & Cable Co., pfd., at 30 3/4, \$1,002.33; 20 shares, 7 per cent, American Can Company, pfd., at 16 1/4, \$2,820; 25 shares, 8 per cent, Conn. Light and Power Co., pfd., at 118, \$2,950; 20 shares, 7 per cent, Duquesne Light Company, pfd., at 116, \$2,480; 35 shares, 7 per cent, Eastern Connecticut Power Co., pfd., at 104, \$3,600; 15 shares, 6 per cent, Eastern Connecticut Power Co., pfd., at 105, \$1,575; watch and jewelry, \$480; furniture, \$160.

CONDITION CRITICAL

Six Oxygen Tanks Are Installed in Sick Room of Jap Emperor—Heart Stimulants Used.

Tokyo, Dec. 11.—(AP)—Six oxygen tanks were installed today in the sickroom of Emperor Yoshihito, indicating his condition is critical. Empress Sadako is at his bedside. The stricken ruler's weak pulse is causing considerable anxiety. Heart stimulants are necessary.

The navy is considering dispatching a cruiser to Vancouver, B. C., to bring Prince Chichibu homeward in case he is unable to make connections with a trans-Pacific liner on his arrival there from New England.

The entire nation is anxiously watching the reports from Hayama, where the emperor is confined in his villa. Holiday business already has suffered. The merchants may lose millions if New Year's parties and other celebrations are halted.